

Notice of Allowability

Application No.

09/899,348

Examiner

Romain Jeanty

Applicant(s)

MASCARENHAS, DESMOND

Art Unit

3623

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 1/24/06.
2. ☒ The allowed claim(s) is/are 1-5, 7-11, 13, 18, 21-27, and 35-37.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date ____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date ____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other ____.

Romain Jeanty
Primary Examiner
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EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Claim 1:

Line 7, after index, insert --by polling individuals with previously derived psychological classification significance patterns on the extent of their preferences --.

Line 8, after index, delete “~~can be matched~~”, insert --matches --.

Line 13, after during, delete “its”, insert --said classification significance pattern--.

Claim 4:

Line 3, after user, delete “~~may correspond~~”, insert --corresponds --.

Claim 8:

Line 9, after index, insert --by polling individuals with previously derived psychological classification significance patterns on the extent of their preferences --.

Line 10, after index, delete “~~can be matched~~”, insert --matches --.

Line 15, after during, delete “its”, insert --said psychological classification significance pattern--.

Claim 9:

Line 9, after index, insert --by polling individuals with previously derived psychological classification significance patterns on the extent of their preferences --.

Line 10, after index, delete “~~can be matched~~”, insert --matches --.

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Line 17, after during, delete “its”, insert --said psychological classification significance pattern--.

Claim 18:

Line 15, after during, delete “its”, insert -- said psychological classification significance pattern--.

Claim 21:

Line 10, after index, delete “~~can be matched~~”, insert --matches --.

Line 16, after during, delete “its”, insert --said psychological classification significance pattern--.

Claim 35:

Line 4, after system, delete “~~can try to match~~”, insert --matches --.

Line 12, delete “~~can display~~”, and insert --display --

Line 16, after during, delete “its”, insert --said psychological classification significance pattern--.

Authorization for this examiner's amendment was given in a telephone interview with Jonathan Thomas on October 17, 2005.

Allowable Subject Matter

2. 1-5, 7-11, 13, 18, 21-27, and 35-37 are allowable.

Reason for allowance

3. The following is an examiner's statement of reasons for allowance:

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The closest prior art is US Patent No. 6,460,036 to Herz. Herz teaches with responses to Rorschach inkblot test and multiple choices responses to self-image questions as test attributes. However, Herz fails to teach creating a classification index for the target information wherein the classification index is matched with one or more elements of the psychological significance pattern, and use of the psychological significance pattern is consensual and under the user's control during said psychological significance pattern use as recited in independent claims 1.

The closest prior art is US Patent No. 6,460,036 to Herz. Herz teaches with responses to Rorschach inkblot test and multiple choices responses to self-image questions as test attributes. However, Herz fails to teach wherein using the psychological classification pattern includes consensual use of the psychological classification significance pattern under the user's control during said psychological classification significance pattern and matching the target information with one elements of the psychological classification significance pattern as recited in independent claim 18.

The closest prior art is US Patent No. 6,460,036 to Herz. Herz teaches with responses to Rorschach inkblot test and multiple choices responses to self-image questions as test attributes. However, Herz fails to teach matching a psychological classification index pattern for a user with a classification index associated with the target information , and wherein the psychological classification significance pattern is consensual and under the user's control during said psychological classification pattern use as recited in independent claim 35.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

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fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

a. (US Patent No. 5,754,938) to Herz et al discloses a pseudonymous server system for giving a user control over the ability of third parties to access a user information and to identify or contact the user.

b. Taub (US Patent No. 6,341,267) discloses a system for managing providers of services to evaluate individuals' behavioral capabilities.

c. Zommers (US 2006/0031114) discloses a method of delivering personalized information to users involving collecting information items, storing them on a database, storing user profiles on a database, periodically delivering a collection of information items to users as personalized information.

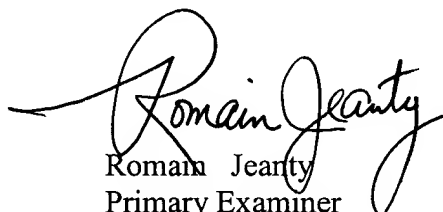
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Romain Jeanty whose telephone number is (571) 272-6732. The examiner can normally be reached on Mon-Thurs 7:30 am - 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tariq R. Hafiz can be reached on (571) 272-6729. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

May 15, 2006



Romain Jearnty
Primary Examiner
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